

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

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|--------------------|---|---------------------------------------|
| KORY T. O'BRIEN, |) | Case No.: 1:21-cv-00856-NONE-SAB (PC) |
| |) | |
| Plaintiff, |) | ORDER LIFTING STAY OF PROCEEDINGS |
| |) | |
| v. |) | ORDER VACATING JANUARY 18, 2022 |
| |) | SETTLEMENT CONFERENCE |
| RITA DIAZ, et al., |) | |
| |) | ORDER DIRECTING CLERK OF COURT TO |
| Defendants. |) | ISSUE THE DISCOVERY AND SCHEDULING |
| |) | ORDER |
| |) | |
| |) | |
| |) | |

Plaintiff Kory T. O'Brien is proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983.

On November 10, 2021, the Court identified this case as an appropriate case for the post-screening ADR (Alternative Dispute Resolution) project, and stayed the action to allow the parties an opportunity to settle their dispute before the discovery process begins. The Court's order granted Defendants time to investigate and determine whether to opt out of the post-screening ADR project.

On November 16, 2021, Defendants filed a request to opt out and vacate the settlement conference. After reviewing the notice, the Court finds good cause to grant Defendants' request. Therefore, the stay is lifted, and the January 18, 2022 settlement conference is vacated.

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1 Accordingly, it is HEREBY ORDERED that:

- 2 1. Defendants' request to opt out of the post-screening ADR project (ECF No. 22), is
3 GRANTED;
4 2. The stay of this action (ECF No. 21) is LIFTED; and
5 3. The Clerk of Court shall issue the discovery and scheduling order.
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9 IT IS SO ORDERED.

10 Dated: November 17, 2021



UNITED STATES MAGISTRATE JUDGE

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